



# UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
[www.uspto.gov](http://www.uspto.gov)

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/019,181	07/08/2002	Hitoshi Kitayoshi	KITANO.012AUS	1349
7590	04/09/2004		EXAMINER	
Muramatsu & Associates Suite 225 7700 Irvine Center Drive Irvine, CA 92618			WACHSMAN, HAL D	
		ART UNIT	PAPER NUMBER	
			2857	

DATE MAILED: 04/09/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

Art Unit: 2857

1. The reply filed on 12-29-03 is not fully responsive to the prior Office Action because of the following omission(s) or matter(s):

- a) The reply filed on 12-29-03 is improper under 37 C.F.R. 1.121 for the following reasons:
  - a1) The Applicant had previously cancelled claims 1-10 however the "IN THE CLAIMS" section starts at claim 11 and does not first indicate, by only the claim number and status, without presenting the text of the cancelled claims, cancelled claims 1-10. In addition, the Applicant has used single brackets to show deleted subject matter however the requirement now under 37 C.F.R. 1.121 is to use strikethrough. Appropriate correction is required.
  - a2) The amendments made to the Abstract and specification do not use strikethrough to show deleted subject matter (single brackets were used). Appropriate correction is required.
  - a3) The amendments to the drawings were improper because drawing changes must be made by presenting replacement figures which incorporate the desired changes and which comply with 37 CFR 1.84. On the REQUEST FOR APPROVAL OF DRAWING CHANGES the Applicant noted that amendment to the formal drawings will be deferred until allowance of the case. However, as was stated on the PTO-326 form attached to the last Office Action "Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a)". Appropriate correction is required.

b) In the reply, the sheet which follows the first page was the Transmittal page which had no page numbering at the bottom of the page and this Transmittal page was followed by page 3 which was the IN THE ABSTRACT page. As in this sequence of pages there was not a page numbered at the bottom as page 2, the Examiner wishes to confirm with the Applicant whether or not there was a page numbered as page 2 at the bottom that is not the Transmittal page and if there was then that page is missing from the reply.

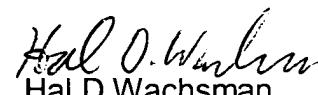
2. See 37 CFR 1.111. Since the above-mentioned reply appears to be *bona fide*, applicant is given **ONE (1) MONTH or THIRTY (30) DAYS** from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

3. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Hal D Wachsman whose telephone number is 571-272-2225. The examiner can normally be reached on Monday to Friday 7:00 A.M. to 4:30 P.M..

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Marc Hoff can be reached on 571-272-2216. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Art Unit: 2857

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).



Hal D. Wachsmann  
Primary Examiner  
Art Unit 2857

HW  
April 5, 2004